

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Nicholas Stamos, Seth N. Birnbaum, Tomas Revesz, Jr., Donato Buccella,  
Keith A. MacDonald, Dwayne A. Carson and William E. Fletcher

Application No.: 10/716,336 Group: 2132

Filed: November 18, 2003 Examiner: Samson B. Lemma

Confirmation No.: 5223

For: DIGITAL ASSET USAGE ACCOUNTABILITY VIA EVENT  
JOURNALING

<b>CERTIFICATE OF MAILING OR TRANSMISSION</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
1/25/08 Date	Kellie J. Varno Signature
Kellie J. Varno Typed or printed name of person signing certificate	

**REQUEST FOR REFUND UNDER 37 CFR § 1.26**

Mail Stop 16  
Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

On November 7, 2007, an Amendment and Request for Continued Examination, with a check in the amount of \$405 in payment of the fee was filed in the U.S. Patent and Trademark Office. A copy of the date stamped postcard receipt for this document, indicating a date of receipt of November 9, 2007 and a copy of the Fee Transmittal are attached.

Applicant's Attorney is in receipt of a Monthly Statement of Deposit Account, dated November 2007, indicating that the Patent Office charged \$105 (Fee Code 2201, independent claims in excess of 3) for U.S. Application No. 10/716,336 (Attorney's Docket No. 3602.1000-003) (Date posted November 20, 2007).

Adjustment Date: 02/19/2008 SDIRETA1  
11/20/2007 SFORD1 00000001 080380 10716336  
01 FC:2201 105.00 CR

Fees totaling \$105 were charged to Applicants' Attorney's Deposit Account No. 08-0380 for independent claims in excess of 3 on November 20, 2007 for the above-identified patent application. Applicants were charged for claims in excess in error.

In view of the foregoing, Applicant's Attorney respectfully requests that the Patent Office credit Deposit Account No. 08-0380 in the amount of \$105. A redacted copy of the Monthly Statement Deposit Account dated November 2007 is attached. In addition, a duplicate of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

Patrick A. Quinlan

Registration No.: 61,287

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated: 1/25/08

# COPY

Initials: DJT/PAQ/dmf      Docket No.: 3602.1000-003      Date: Nov. 7, 2007

This is to acknowledge receipt of the following documents each filed under Certificate of Mailing Procedure 37 CFR § 1.8:

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Request for Continued Examination (RCE) Transmittal w/copy | <input checked="" type="checkbox"/> Trans. Fee Letter w/copy |
| <input checked="" type="checkbox"/> Amendment/Reply  | <input type="checkbox"/> Sep. Pet Ext Time w/copy            |
| <input type="checkbox"/> Pet. Ext of Time included in Fee Letter                               | <input type="checkbox"/> w/cited refs.                       |
| <input type="checkbox"/> Affidavit/Declaration [ ] documents                                   | <input type="checkbox"/> Authorization to Charge all Fees    |
| <input type="checkbox"/> IDS w/PTO-1449 ([ ] pgs.)   |  |
| <input checked="" type="checkbox"/> Check for \$405  |  |
| <input type="checkbox"/> Other: [ ]  |  |

Applicants: Nicholas Stamos, *et al.*

Application No.: 10/716,336

Title: DIGITAL ASSET USAGE...

Date received by the PTO

766803\_1



Filed: November 18, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants:** Nicholas Stamos, Seth N. Birnbaum, Tomas Revesz, Jr., Donato Buccella, Keith A. MacDonald, Dwayne A. Carson and William E. Fletcher

Application No.: 10/716,336 Group: 2132

Filed: November 18, 2003 Examiner: Samson B. Lemma

Confirmation No: 5223

For: DIGITAL ASSET USAGE ACCOUNTABILITY VIA EVENT JOURNALING

**COPY**

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:

11-7-07      Doreen M. Fisher  
Date      Signature

Doreen M. Fisher  
Typed or printed name of person signing certificate

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment and Request for Continued Examination for filing in the above-identified application.

- ☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- ☐ A Small Entity Statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

The claims fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE	
TOTAL	22	MINUS	* 22	0	X \$ 25	\$		X 50	\$	
INDEP	2	MINUS	** 3	0	X \$105	\$		X \$210	\$	
					+	\$185	\$	+	\$370	
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					TOTAL = \$		0	TOTAL = \$		0

\* not fewer than 20  
 \*\* not fewer than 3

The Application Size Fee has been calculated as shown below:  
 (Effective for cases filed on or after December 8, 2004)

Actual Sheets (Including current amendment)	Highest No. of Sheets Paid For (At least 100)	No. of Additional Units Required (Increments of 50 sheets)	SMALL ENTITY		OTHER THAN SMALL ENTITY		Payment Sufficient for up to [ ] Sheets
			Rate	Total Amount Owed	Rate	Total Amount Owed	
			X \$130	\$[ ]	X \$260	\$[ ]	

#### Petition for Extension of Time

- ☐ Applicant hereby petitions to extend the time to respond to the [ ] dated [ ] for [ ] month(s) from [ ] to [ ]. The appropriate fee is set forth below.
- ☐ [For action-specific language in an extension of time, select the appropriate option from the Firm Templates]

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	
<input type="checkbox"/>	Claims Fee	\$	
<input type="checkbox"/>	Application Size Fee	\$	
<input type="checkbox"/>	Other Fees:	\$	
		\$	
		\$	
TOTAL:		\$	

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	
<input type="checkbox"/>	Claims Fee	\$	
<input type="checkbox"/>	Application Size Fee	\$	
<input checked="" type="checkbox"/>	Other Fees:		
	Request for Continued Examination	\$	405
		\$	
TOTAL:		\$	405

- ☒ Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

Patrick A. Quinlan

Registration No.: 61,287

Telephone (978) 341-0036

Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: 11/7/07



**United States  
Patent and  
Trademark Office**



**Deposit Account Statement**

Requested Statement Month: November 2007  
Deposit Account Number: 080380  
Name: HAMILTON BROOK SMITH & REYNOLDS  
Attention: LAURIE COHEN  
Street Address 1: 530 VIRGINIA ROAD  
Street Address 2: P.O. BOX 9133  
City: CONCORD  
State: MA  
Zip: 01742-9133  
Country: UNITED STATES

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
----------	--------------------	---------------------------	-------------	-----	-----

<del>11/20</del> 1	10716336	3602.1000-003	2201	\$105.00	\$77,160. <del>8</del>
--------------------	----------	---------------	------	----------	------------------------